

[ALL COUNSEL LISTED ON SIGNATURE PAGE]

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

MATSUSHITA ELECTRIC
INDUSTRIAL CO., LTD.,

Plaintiff,

vs.

CMC MAGNETICS CORP., HOTAN
CORP., KHYPERMEDIA CORP.,

Defendants.

CASE NO. C 06 4538 WHA

**STIPULATION AND ~~PROPOSED~~ ORDER
RE: SCHEDULE FOR CLAIM
CONSTRUCTION**

Judge: Hon. William H. Alsup

Place: Courtroom 9

Pursuant to the Court's Case Management Order and Reference to Magistrate Judge for Settlement/Mediation [Docket #32], Plaintiff Matsushita Electric Industrial Co., Inc. ("Panasonic") and Defendants CMC Magnetics Corp., KHypermedia Corp., and Hotan Corp. ("Defendants") jointly submit this Proposed Order regarding the schedule for claim construction.

WHEREAS, on November 9, 2006, the Court ordered the parties to submit a proposed order re schedule for claim construction by November 30, 2006;

WHEREAS, the parties have met and conferred and have agreed on the following schedule for claim construction;

NOW, THEREFORE, IT IS HEREBY STIPULATED AND REQUESTED, by and between the parties, through their respective counsel of record, that the following schedule for claim construction be adopted.

1	Event	Proposed Date
2		
3	Parties exchange phrases for claim construction.	January 31, 2007
4		
5	Parties exchange proposed constructions.	February 16, 2007
6		
7	Parties file a Joint Claim Construction Statement pursuant to Patent Local Rule 4-3.	February 21, 2007
8		
9	Panasonic files its opening claim construction brief.	February 28, 2007
10		
11	Tutorial (as specified in ¶ 5 of Court's Case Management Order).	March 12, 2007 at 1:30 p.m.
12		
13	Defendants file their claim construction brief.	March 14, 2007
14		
15	Panasonic files its reply claim construction brief.	March 21, 2007
16		
17	Claim Construction Hearing.	April 4, 2007 at 1:30 p.m.

CMC notes that it intends to propose modifications to the foregoing claim construction schedule in light of the patent infringement counterclaim it seeks to add to the case through its Motion for Leave to Amend the Answer and Counterclaims. Modification of the foregoing schedule to account for the added counterclaim will enable the Court to conduct a single set of claim construction proceedings for all the patents at issue. If the Court grants the motion and CMC seeks to modify this proposed schedule, Panasonic may oppose CMC's request, because its claims against the defendants should not be delayed unduly by this proposed counterclaim.

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I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/) within this e-filed document.

Respectfully submitted and requested by:

Dated: November 30, 2006

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By: /s/ Jeffrey G. Homrig
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Dated: November 30, 2006

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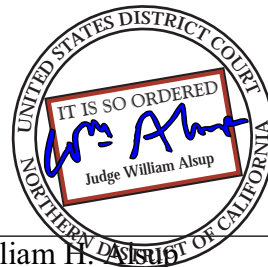
Attorneys for Defendants/Counterclaim Plaintiffs,
CMC MAGNETICS CORP., HOTAN CORP.,
KHYPERMEDIA CORP.

By: /s/ Richard Green
Richard Green

ORDER

PURSUANT TO STIPULATION, IT IS SO ORDERED.

Dated: December 4, 2006



Hon. William H. Alsup
United States District Court Judge